THE HONOURABLE SRI JUSTICE R.SUBHASH REDDY

WRIT PETITION No.18132 OF 1998

20.03.2007

V.I.F. Education Society
Regd.448/94, rep., by its
General Secretary and Correspondent
Syed A. Arif

….Petitioner

Vs.

1. All India Council for Technical Education,
   Rep., by its Chairman Indira Gandhi Sports
   Complex, I.P. Estate, New Delhi and another.

….Respondents

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ORDER:

The petitioner-society registered under the Co-operative Societies Act, submitted its application, seeking grant of permission to start a Pharmacy College during the academic year 1998-99.

It is the grievance of the petitioner that no orders are communicated and that the 1st respondent-All India Council for Technical Education, is not granting permission basing on the policy framed by the Government not to grant new permission, if there is already one pharmacy college in the same revenue division.

In this writ petition, the petitioner seeks a direction by way of mandamus for expediting steps to be taken by the 1st respondent and for grant of directions to the 2nd respondent-State Government for grant of permission and clearance as required under section 20 of the A.P. Education Act.

Though the writ petition is of the year 1998, no counter affidavit has been filed, so far on behalf of the 1st respondent. But, at the same time, it is to be noted that for grant of permission for technical institutions, regulations were framed under the provisions of All India Council for Technical Education and under the earlier regulations, there was a requirement of a “no objection certificate” for seeking permission to establish a new technical institution. The said regulations were repealed and new regulations have come into force and pursuant to which, the applications can directly be made straightway to the Council constituted under the Act and they are the

authority for granting permissions for establishment of technical institutions.

In that view of the matter and in view of the enforcement of the amended regulations, no directions can be given at this stage as prayed for in the absence of any application made as per the new regulations.

Accordingly, leaving it open to the petitioner to make a fresh application seeking permission as per the amended regulations, the writ petition is disposed of. No order as to costs.

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Justice R. Subhash Reddy

Dated: 20.3.2007
Nn.

THE HONOURABLE SRI JUSTICE R.SUBHASH REDDY

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